

**Committee Report.**

Committee Room,  
Austin, Texas, April 18, 1923.  
Hon. T. W. Davidson, President of  
the Senate.

Sir: We, your Committee on  
Finance, to whom was referred

S. B. No. 18, A bill to be entitled  
"An Act continuing the work of the  
State Reclamation Engineer in con-  
nection with the defense and prose-  
cution of suits affecting the bounda-  
ries of the State of Texas, authoriz-  
ing the making of such boundaries,  
making an emergency appropriation  
of twenty thousand dollars (\$20,-  
000.00) therefor, and declaring an  
emergency."

Have had the same under consid-  
eration, and I am instructed to report  
the same back to the Senate with the  
recommendation that it do pass and  
be not printed.

WOOD, Chairman.

**FOURTH DAY.**

Senate Chamber,  
Austin, Texas,  
Thursday, April 19, 1923.  
The Senate met at 10 o'clock a. m.,  
pursuant to adjournment, and was  
called to order by Lieutenant Gov-  
ernor T. W. Davidson.

The roll was called, a quorum be-  
ing present, the following Senators  
answering to their names:

Bailey.	Murphy.
Baugh.	Parr.
Bledsoe.	Pollard.
Bowers.	Rice.
Burkett.	Ridgeway.
Cousins.	Rogers.
Darwin.	Strong.
Davis.	Stuart.
Doyle.	Thomas.
Dudley.	Turner.
Fairchild.	Watts.
Floyd.	Wirtz.
Holbrook.	Woods.
Lewis.	Witt.
McMillin.	Wood.

Absent.

Clark.

Prayer by the Chaplain.

Pending the reading of the Jour-  
nal of yesterday, the same was dis-  
pensd with on motion of Senator  
Watts.

(See Appendix for committee re-  
ports, petitions and memorials.)

**Excused.**

Senator Clark for yesterday, today  
and tomorrow, on account of im-  
portant business, on motion of Sena-  
tor Bailey.

**Bills on First Reading.**

The following bills, introduced to-  
day, were each read first time and  
referred to appropriate committees  
as follows:

By Senator Parr:

S. B. No. 20, A bill to be entitled  
"An Act making an appropriation for  
additional inspectors for the Live  
Stock Sanitary Commission, to pay  
compensation or expenses of such  
inspectors, said appropriation to be  
available for the fiscal year ending  
August 31, 1923; and declaring an  
emergency."

To the Committee on Finance.

By Senator Burkett:

S. B. No. 21, A bill to be entitled  
"An Act reorganizing the State of  
Texas into supreme judicial districts  
for the purpose of constituting and  
organizing Courts of Civil Appeals  
therein; creating the Eleventh Su-  
preme Judicial District of Texas,  
with Eastland as the site of said  
court; providing for the appointment  
and qualification of the judges of  
said Eleventh Supreme Judicial Dis-  
trict, and officers thereof; providing  
for the transfer of cases and regu-  
lating appeals from the lower courts  
of the counties constituting said  
Eleventh Supreme Judicial District  
of Texas, and declaring an emer-  
gency."

To the Committee on Judicial Dis-  
tricts.

By Senator Bowers:

S. B. No. 22, A bill to be entitled  
"An Act amending Article 3093, of  
the Revised Statutes of the State of  
Texas of 1911, as amended by Sec.  
1, of Chapter 60, of the Acts of the  
Fourth Called Session of the Thirty-  
fifth Legislature, providing that the  
State Executive Committee of par-  
ties holding primary elections may  
prescribe qualifications for voters in  
such primaries, which shall be uni-  
form throughout the State, and shall

be enforced by all County Executive Committees of such party, and declaring an emergency."

To the Committee on Privileges and Elections.

By Senator Bowers:

S. B. No. 23, A bill to be entitled "An Act amending statutes relative to primary elections, by amending Article 3084 of the Revised Civil Statutes of the State of Texas of 1911, requiring candidates of certain political parties to be nominated by primary elections, all primary elections in this State to be held on the same day, and by repealing Articles 3159, 3160, 3161, 3162, and 3163 of the Revised Civil Statutes of the State of Texas, of 1911, relating to nominations by parties of ten thousand and less than one hundred thousand votes, and declaring an emergency."

To the Committee on Privileges and Elections.

By Senator Stuart:

S. B. No. 24, A bill to be entitled "An Act authorizing independent school districts to employ their own tax assessors and to have their taxes collected by the county tax collector, without being required to have their assessments made at the same valuations that are used for State and county taxation, and repealing all laws and parts of laws in conflict with this Act, and declaring an emergency."

To the Committee on Civil Jurisprudence.

By Senator Thomas:

S. B. No. 25, A bill to be entitled "An Act to provide for refunding certain bonds of the State of Texas now owned by the Permanent School Fund; providing for the execution of new bonds in lieu thereof; providing method of exchange of said bonds; making appropriation to pay accrued interest and to pay expense of lithographing bonds."

To the Committee on State Affairs.

By Senator Thomas:

S. B. No. 26, A bill to be entitled "An Act relating to intoxicating liquor, amending present Statutes so as to make it unlawful to purchase, possess, receive or prescribe intoxicating liquor and liquors containing more than one per cent of alcohol; better defining the offenses under the liquor laws and the defenses that

may be proved; declaring the offenses relative to equipment, stills, mash, grain, fruit, material, supplies, devices or other things for manufacturing, transporting, selling and committing other acts relative to such liquors; providing for taking testimony as to violators of the liquor laws and exempting from prosecution any person so testifying; providing that convictions may be had on unsupported evidence of the purchaser of liquor; placing the burden on defendant to show the alleged act in prosecutions under the liquor laws was committed for permitted purposes in the manner provided by law; providing that the expression, "intoxicating liquor" shall be sufficient in an indictment to describe any such liquors as are described in the liquor laws; prescribing certain penalties under the liquor laws; and declaring an emergency."

To the Committee on Criminal Jurisprudence.

By Senator Thomas:

S. B. No. 27, A bill to be entitled "An Act to amend Article 2853, Chapter 16, Title 48, Revised Civil Statutes of Texas, of 1911, so as to more clearly define and describe the powers, rights, duties, and privileges of the boards of trustees of independent school districts; and to amend Article 2861, Chapter 16, Title 48, Revised Civil Statutes of Texas, of 1911, so as to define in substance, all real, personal, and corporate property subject to taxation for free school purposes and the manner of rendering the same; and providing for the addition of Articles 2861a to 2861y, inclusive, to Chapter 16, Title 48, Revised Civil Statutes of Texas, of 1911, providing adequate, effective and systematic laws, methods and procedure in the rendition, equalization, assessment and collection of all taxes authorized by law to be levied upon real, personal and corporate property subject to taxation for free school purposes in independent school districts; defining and prescribing the rights, powers, duties and privileges of the boards of trustees, boards of equalization, officers and employees of independent school districts; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

To the Committee on Educational Affairs.

**Recess.**

On motion of Senator Bailey, the Senate at 11:25 a. m. recessed until 3 p. m. today.

**Afternoon Session.**

The Senate met at 3 p. m. and was called to order by Lieutenant Governor T. W. Davidson.

**Invitation to Ball Game.**

By Senator Murphy:

Houston Baseball Club extends invitation to all members Senate and House to be our guests at game here Sunday with Galveston. If possible advise me approximate number who will attend, so that I may set aside section of the reserved seats. Also extend invitation to Governor Neff.

H. L. ROBERTSON,  
President.

**H. C. R. No. 1.**

The Chair laid before the Senate for consideration at this time, House Concurrent Resolution No. 1, as follows:

"Whereas, The Legislature will soon consider the educational budget, and since it is the desire of both bodies to assist and encourage education in every way possible, therefore be it

Resolved by the House of Representatives, the Senate concurring, jointly invite Hon. H. J. Lutch Stark, Orange, Texas, to address the joint session of both Houses at such time as he may find it convenient, on the subject of 'Educational Institutions in Texas.' "

The resolution was read and adopted.

**Simple Resolution No. 12.**

By Senator Pollard:

Whereas, charges of inequality of taxation are being made as to certain counties of Texas, and

Whereas, There exists various tax organizations issuing propaganda which reflects on the various counties assailed by these organizations, and

Whereas, it is for the best interest of the people of Texas that the Legis-

lature of Texas know the truth about such charges before any tax legislation is affected, therefore, be it

Resolved, That the Lieutenant Governor be empowered to appoint a Committee of three Senators who shall have power to sit as a Tax Investigating Committee with power to investigate taxes of all kinds, existing and being contemplated, and other revenue raising and dispensing organizations of the State of Texas in such manner as said committee may deem advisable. Said committee be and the same is hereby vested with the power to issue process, summon witnesses, to take and have taken depositions in such manner and with such notices as it may be ordered, to compel the production before it of any papers, records, books or documents, etc., of any nature whatever, for the purpose of making such tax investigations as it may deem advisable. Said committee is hereby vested with all the powers now vested in the district courts of this State; each member of said committee is hereby vested with the power to administer oaths; the methods of implied procedure in gathering evidence as well as in the prosecution of the work for which it is constituted shall be within the discretion of the committee, and said committee shall have power to take and keep a record of any and all transactions of said committee. It shall be the duty of said Tax Investigating Committee to report to the Senate its findings with such recommendations as it shall deem advisable.

POLLARD.  
STRONG.  
FAIRCHILD.

The resolution was read and adopted.

In accordance with the above resolution, the Chair appointed the following committee: Senators Pollard, Strong and Fairchild.

**Message from the House.**

Hall of the House of Representatives,  
Austin, Texas, April 19, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed:

S. C. R. No. 4, granting a leave of

absence to Hon. J. O. Woodward, Judge of the Thirty-fifth Judicial District.

S. C. R. No. 5, accepting an invitation to visit the Eastland and Stephens County oil fields, and providing for the date of said trip.

H. C. R. No. 1, inviting Hon. Lutch Stark to address a joint session of the House and Senate at a time that is convenient to him.

H. B. No. 1, A bill to be entitled "An Act levying an occupation tax upon the right and privilege of producing oil in this State by taking same from the earth; defining the words 'person,' 'market value' and 'oil,' levying such tax against those engaged in such production; requiring reports to be made in order to ascertain the amount of said tax due the State; prescribing penalties for failure to comply with the act requiring reports to be made, and requiring said tax to be paid within a certain time; making necessary provision for carrying into effect the act and accomplishing its purpose; amending Article 7383, Chapter 2 of Title 126 of the Revised Civil Statutes of 1911, as amended; and declaring an emergency."

Respectfully submitted.

C. L. PHINNEY,  
Chief Clerk, House of Representatives.

#### House Bills Read and Referred.

The Chair (Lieutenant Governor Davidson), had referred, after its caption had been read, the following House bill:

H. B. No. 1, to the Committee on State Affairs.

#### Adjournment.

On motion of Senator Strong, the Senate at 3:25 p. m. adjourned until 10 o'clock a. m. tomorrow.

#### APPENDIX.

##### Committee Reports.

Senate Chamber,  
Austin, Texas, April 19, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill

No. 18 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Committee Room,

Austin, Texas, April 18, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 10, A bill to be entitled "An Act to amend Article 376 of Chapter 6, Title 8 of the Penal Code of the State of Texas, 1911, by adding thereto a provision permitting majority of board of trustees of independent school districts to select as depository of such independent school district a bank of which not more than two members of such board of trustees are officers or stockholders and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WOOD, Chairman.

Committee Room,

Austin, Texas, April 19, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 20, A bill to be entitled "An Act making an appropriation for additional inspectors for the Live Stock Sanitary Commission to pay compensation or expenses of such inspectors, said appropriation to be available for the fiscal year ending August 31, 1923; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

WOOD, Chairman.

#### FIFTH DAY.

Senate Chamber,

Austin, Texas,

Friday, April 20, 1923.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem Murphy.

The roll was called, a quorum being present, the following Senators answering to their names: